

July 20, 2017

FINANCE & MANAGEMENT COMMITTEE  
REPORT NO. 9

ALL MEMBERS PRESENT.  
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 13E-25 (2017)  
**COUNTY EXECUTIVE:** "Letter Regarding State Legislature Action Concerning Sales Tax Extender Legislation"  
(6-0)
  - b. COMM. 13E-27 (2017)  
**COMPTROLLER:** "Report for Apportionment and Distribution of Net Collections from the 4.75% Sales and Compensating Use Tax for Mar., Apr. & May 2017"  
(Chair's Motion)
  - c. COMM. 13E-28 (2017)  
**COMPTROLLER:** "Opposition to NFTA Ridesharing Fee"  
(Chair's Motion)
  - d. COMM. 13E-37 (2017)  
**DISTRICT ATTORNEY:** "Crimes Against Revenue Program Grant Budget - Position Changes & Budget Revision"  
(Chair's Motion)
  - e. COMM. 13D-6 (2017)  
**DEPARTMENT OF BUDGET & MANAGEMENT:** "Budget Monitoring Report for Period Ending May 20"  
(Chair's Motion)
  - f. COMM. 13D-7 (2017)  
**DEPARTMENT OF BUDGET & MANAGEMENT:** "2017 Mid-Year Budget Hearing Data"  
(Chair's Motion)
2. COMM. 3D-6 (2017)  
**COUNTY EXECUTIVE AS AMENDED**

WHEREAS, the Erie County Director of Real Property Tax Services has received applications for corrected tax billings and / or refunds for taxes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556; and

WHEREAS, the Director has investigated the validity of such applications (see attached listing).

NOW, THEREFORE, BE IT

RESOLVED, that petitions numbered 217097 through 217112, inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Tax Services and be charged back to the applicable towns and/or cities.

FISCAL YEAR	2017	Petition No.	217,097.00	
	ASSESSOR	Cancel	\$215.72	
S-B-L	92.18-14-1.2	187 Claudette Ct	143003 DEPEW	
	Acct. No. 112		\$0.00	County
	Acct. No. 132		\$215.72	
	Town/SpecialDist/School			
<u>Charge To :</u>	143003 DEPEW			\$215.72
	Relevy Village		\$215.72	Village of DEPEW
RPTL 550(2): Failed to apply exemption New tax bill to be issued.				

FISCAL YEAR	2017	Petition No.	217,098.00	
	ASSESSOR	Cancel	\$150.00	
S-B-L	235.20-1-15	11 North Main St	144401 ANGOLA	
	Acct. No. 112		\$0.00	County
	Acct. No. 132		\$150.00	
	Town/SpecialDist/School			
	44006 DEL WATER SRV CHARGE		\$150.00	
<u>Charge To :</u>	144401 ANGOLA			\$0.00

RPTL 550(2): Applied delinquent water service charge in error

New tax bill to be issued.

FISCAL YEAR 2017 Petition No. 217,099.00

ASSESSOR Cancel \$361.38  
 S-B-L 47.48-1-39 33 Mechanic St 145601 AKRON

Acct. No. 112 \$0.00 County  
 Acct. No. 132 \$361.38  
 Town/SpecialDist/School

Charge To: 145601 AKRON \$361.38

Relevy Village \$361.38 Village of AKRON  
 RPTL 550(2): Failed to apply exemption  
 New tax bill to be issued.

FISCAL YEAR 2017 Petition No. 217,100.00

ASSESSOR Cancel \$76.07  
 S-B-L 47.19-3-8 142 Skyline Dr 145601 AKRON

Acct. No. 112 \$0.00 County  
 Acct. No. 132 \$76.07  
 Town/SpecialDist/School

Charge To: 145601 AKRON \$76.07

Relevy Village \$76.07 Village of AKRON  
 RPTL 550 (2): Failed to apply exemption  
 New tax bill to be issued.

FISCAL YEAR 2017 Petition No. 217,101.00

ASSESSOR Cancel \$276.77  
 S-B-L 47.11-4-53 161 Main St 145601 AKRON

Acct. No. 112 \$0.00 County

Acct. No. 132 \$276.77  
 Town/SpecialDist/School  
Charge To: 145601 AKRON \$276.77

Relevy Village \$276.77 Village of AKRON  
 RPTL 550(2): Failed to apply exemption  
 New tax bill to be issued.

FISCAL YEAR 2017 Petition No. 217,102.00

ASSESSOR Cancel \$864.32  
 S-B-L 555.00-66-1 TV Cable 145601 AKRON

Acct. No. 112 \$0.00 County  
 Acct. No. 132 \$864.32  
 Town/SpecialDist/School

Charge To: 145601 AKRON \$864.32

Relevy Village \$864.32 Village of AKRON  
 RPTL 550(2): Agreement between town and owner  
 New tax bill to be issued.

FISCAL YEAR 2013 Petition No. 217,103.00

OWNER Cancel \$0.00  
 S-B-L 80.09-12-39 312 Saratoga Rd 142289 AMHERST

Acct. No. 112 \$0.00 County  
 Acct. No. 132 \$0.00  
 Town/SpecialDist/School

Charge To: 142289 AMHERST \$0.00

FISCAL YEAR 2014 Petition No. 217,104.00

OWNER Cancel \$0.00  
 S-B-L 80.09-12-37 312 Saratoga Rd 142289 AMHERST

Acct. No. 112 \$0.00 County  
 Acct. No. 132 \$0.00  
 Town/SpecialDist/School  
Charge To: 142289 AMHERST \$0.00

FISCAL YEAR 2015 Petition No. 217,105.00

OWNER Cancel \$0.00  
 S-B-L 80.09-12-37 312 Saratoga Rd 142289 AMHERST

Acct. No. 112 \$0.00 County  
 Acct. No. 132 \$0.00  
 Town/SpecialDist/School  
Charge To: 142289 AMHERST \$0.00

FISCAL YEAR 2015 Petition No. 217,106.00

OWNER Cancel \$0.00  
 S-B-L 80.09-12-37 312 Saratoga Rd 142289 AMHERST

Acct. No. 112 \$0.00 County  
 Acct. No. 132 \$0.00  
 Town/SpecialDist/School  
Charge To: 142289 AMHERST \$0.00

FISCAL YEAR 2016 Petition No. 217,107.00

OWNER Cancel \$0.00  
 S-B-L 80.09-12-37 312 Saratoga Rd 142289 AMHERST

Acct. No. 112 \$0.00 County  
 Acct. No. 132 \$0.00  
 Town/SpecialDist/School  
Charge To: 142289 AMHERST \$0.00

FISCAL YEAR 2017 Petition No. 217,108.00

OWNER Cancel \$0.00  
 S-B-L 80.09-12-37 312 Saratoga Rd 142289 AMHERST

Acct. No. 112 \$0.00 County  
 Acct. No. 132 \$0.00  
 Town/SpecialDist/School  
Charge To: 142289 AMHERST \$0.00

FISCAL YEAR 2017 Petition No. 217,109.00

ASSESSOR Cancel \$50.00  
 S-B-L 335.16-1-41 65 Franklin 143801 SPRINGVILLE

Acct. No. 112 \$0.00 County  
 Acct. No. 132 \$50.00  
 Town/SpecialDist/School  
 38002 Accts Receivable \$50.00  
Charge To: 143801 SPRINGVILLE \$0.00

RPTL 550(2): Applied accts receivable charge in error  
 New tax bill to be issued.

FISCAL YEAR 2017 Petition No. 217,110.00

ASSESSOR Cancel \$50.00  
 S-B-L 336.14-1-8.1 614 E Main St 143801 SPRINGVILLE

Acct. No. 112 \$0.00 County  
 Acct. No. 132 \$50.00  
 Town/SpecialDist/School  
 38002 Accts Receivable \$50.00  
Charge To: 143801 SPRINGVILLE \$0.00

RPTL 550(2): Accts Receivable relevy added in error.  
 New tax bill to be issued.

FISCAL YEAR	2017	Petition No.	217,111.00
	ASSESSOR	Refund	\$125.00
S-B-L	347.08-1-50	147 Cattaraugus	143801 SPRINGVILLE
	Acct. No. 112		\$0.00 County
	Acct. No. 132		\$125.00
	Town/SpecialDist/School		
	38002 Accts Receivable	\$125.00	
<u>Charge To:</u>	143801 SPRINGVILLE		\$0.00

RPTL 550(2): Accts Receivable relevy added in error.  
Refund to be issued to Irene Lockwood.

FISCAL YEAR	2017	Petition No.	217,112.00
	ASSESSOR	Cancel	\$25.00
S-B-L	335.15-5-3.1	138 Franklin	143801 SPRINGVILLE
	Acct. No. 112		\$0.00 County
	Acct. No. 132		\$25.00
	Town/SpecialDist/School		
	38002 Accts Receivable	\$25.00	
<u>Charge To:</u>	143801 SPRINGVILLE		\$0.00

RPTL 550(2): Accts Receivable relevy added in error.  
New tax bill to be issued.

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.  
(6-0)

3. COMM. 13E-22 (2017)

**COUNTY EXECUTIVE**

WHEREAS, the several non-city school districts lying within the County of Erie have adopted their school budgets for the current school year, determined the amount thereof to be raised by real property tax and will have fixed their school tax rates, said budgets, amounts and rates to be certified to and filed with the Real Property Tax Services Department of Erie County, no later than August 10, 2017; and

WHEREAS, the Director for said Real Property Tax Services Department will spread and extend said school tax amounts, at the school tax rates certified to him, against the taxable real property appearing on the respective school assessment rolls.

NOW, THEREFORE, BE IT

RESOLVED, that there is hereby levied and assessed upon the taxable real property appearing on the school assessment rolls for the respective school districts the amounts to be raised by school taxes, as spread and extended by the Director of the Real Property Tax Services Department, which amounts shall be collected from the persons and corporations liable therefore in accordance with and pursuant to the provisions of the statutes in such cases made and provided; and be it further

RESOLVED, that the Chairman and the Clerk of the Legislature are hereby directed to execute in the name and under the seal of the County of Erie, and to annex to the respective school district tax rolls as they are compiled by the Director of the Real Property Tax Services Department, a good and sufficient warrant, addressed to the proper tax collecting officials, commanding them to collect such school district taxes in accordance with applicable law; and be it further

RESOLVED, that the Director of the Real Property Tax Services Department is hereby directed to deliver such school district tax rolls and warrants to such tax collecting officials to be acted upon in accordance with applicable law; and be it further

RESOLVED, that each and every act of the Director for the Real Property Tax Services Department in connection with the foregoing is hereby ratified and confirmed; and be it further

RESOLVED, The Clerk of the Legislature is hereby directed to cause such non-city school district budgets, tax rates and resolutions to be printed in the journal of the proceedings of the Legislature; and be it further

RESOLVED that certified copies of this resolution be forwarded to the County Executive, County Attorney, County Comptroller, Director of Budget and Management, and Director of Real Property Tax Services.  
(6-0)

4. COMM. 13E-23 (2017)

**COUNTY EXECUTIVE**

WHEREAS, it is the mission of the Buffalo Erie Niagara Land Improvement Corporation to confront and alleviate the problems distressed properties cause to communities by supporting municipal and regional revitalization efforts and strategically acquiring, improving, assembling, and selling distressed, vacant, abandoned, and/or tax-delinquent properties; and

WHEREAS, section 1616(i) of the New York Not-for-Profit Corporation Law provides that New York Land banks, including the Buffalo Erie Niagara Land Improvement Corporation, may tender a preemptive bid at In Rem tax sales in an amount equal to the total amount of all municipal claims and liens which were the basis for the judgment and in the event of such tender by a land bank, the property shall be deemed sold to the land bank regardless of any bids by any other third parties; and

WHEREAS, the bid of the land bank shall be paid as to its form, substance, and timing according to such agreement as is mutually acceptable to the plaintiff and the land bank wherein the obligation of the land bank to perform in accordance with such agreement shall be deemed to be in full satisfaction of the municipal claim which was the basis for the judgment.

WHEREAS, it is anticipated that the Buffalo Erie Niagara Land Improvement Corporation will exercise its pre-emptive bid powers at the upcoming County In Rem 165 tax sale; and

WHEREAS, agreements between the County and the Buffalo Erie Niagara Land Improvement Corporation are necessary to outline the obligations of the land bank and the expected repayment, if any, of the County taxes which were the basis for the judgment.

NOW, THEREFORE, BE IT

RESOLVED, that the County, through its Director of Real Property Tax Services, is hereby authorized to enter into agreements with the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) which outline the obligations of the land bank and the expected repayment, if any, of the County taxes which were the basis for the judgment consistent with the Property Tax and Maintenance/Foreclosure Cost Recapture Policy for In Rem 165 to be held on September 28, 2017; and be it further

RESOLVED, that to the extent that such agreement results in the repayment of county taxes in the amount less than the amount of County taxes which were the basis for the judgment, pursuant to Section 12-1.0 of the Erie County Tax Act the Director of Real Property Tax Services is hereby authorized to cancel such past due real property taxes

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Erie County Comptroller, County Attorney, Director of Real Property Tax Services and the Buffalo Erie Niagara Land Improvement Corporation.

(6-0)

5. COMM. 13E-33 (2017)

**COUNTY EXECUTIVE**

WHEREAS, Erie County Department of Social Services expends a significant amount of money annually for anti-poverty programs; and

WHEREAS, the Department wishes to have an organized event with community stakeholders to discuss the effectiveness of its programs in an effort to improve its services; and

WHEREAS, the Buffalo Niagara Convention Center has agreed to host the event and is waiving the costs associated with renting the space for the Erie County Poverty Summit; and

WHEREAS, funds are being used to provide food and beverages at the event, which must be provided by the Buffalo Niagara Convention Center; and

WHEREAS, funds for this contract are available from the Department of Social Service's operating budget; and

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract not to exceed \$6,500 with the Buffalo Niagara Convention Center to provide space for one day, as well as food and beverages, for the Erie County Poverty Summit; and be it further

RESOLVED, the County Administrative Code requirement in Section 19.08 for a Request for Proposals (RFP) is hereby waived; and be it further

RESOLVED, that two certified copies of this resolution shall be sent to the County Executive, the Director of the Division of Budget and Management, the Commissioner of Social Services, and the County Comptroller.

(6-0)

6. COMM. 13E-43 (2017)

**COUNTY EXECUTIVE**

WHEREAS, in May 2017 Erie County sponsored an initiative to explore the possibility of selecting new providers for the following services: Local, Long Distance telephone services, Equipment

Maintenance on Existing Nortel Systems (MACS), Point to Point Networks, Frame Relay Networks, POTS services, Special access services, Wireless Services, ISDN BRI services, ISDN PRI services, DID services, Dedicated Internet services and Toll Free Services, and

WHEREAS, the County is open to new technology that would help it gain efficiencies or streamline overall communications and billing processes, and

WHEREAS, Erie County conducted a three-month evaluation with several nationally recognized telecommunications providers, and based on the criteria prescribed by the RFP process, selected Verizon Business Service to be the single point of contact for all voice, data and wireless communication needs using a state-of-the-art, scalable architecture that can provide increasing bandwidth on demand, and

WHEREAS, this utility will be provided at mutually agreed upon service levels and at a lower cost than current services, for a contractual term of services of sixty (60) months with the County's option of two, one year renewals, with an annual projected savings of \$ 181,000.

NOW, THEREFORE, BE IT

RESOLVED, that the County is hereby authorized to enter into the Verizon Business Services contract dated September 1, 2017; and be it further

RESOLVED, that funding for this Contract is available in the annual operating Budget, cost center 105 Division of Information and Support Services, Commitment Item 515000, Utility Charges; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, County Comptroller, Director of Budget and Management, Director of Information and Support Services, Director of Purchase, and the County Attorney.

(6-0)

**JOSEPH C. LORIGO  
CHAIR**